

AMENDED IN SENATE APRIL 21, 2003

SENATE BILL

No. 924

Introduced by Senator Karnette

February 21, 2003

An act to add Chapter 4.8 (commencing with Section 2195) to Division 3 of the Streets and Highways Code, relating to transportation.

LEGISLATIVE COUNSEL'S DIGEST

SB 924, as amended, Karnette. California Freight Advisory Commission.

Existing law provides that the Department of Transportation has full possession and control of all state highways. Existing law requires the department to engage in various transportation planning activities, including activities related to identification of intermodal corridors of economic significance.

This bill would create the California Freight Advisory Commission ~~within the department~~ *in state government* in order to collect information about important ~~freight-related commercial~~ transportation needs *and to study and review the impact of state, regional, and local transportation plans for their impact on commercial transportation*. The commission would consist of ~~43~~ *21* members and would advise *the Legislature*, the department, the California Transportation Commission, and *regional* transportation planning agencies on those needs and would recommend projects to address those needs. *The bill would require the commission to report to the Legislature on various matters and would authorize the commission to accept grants from various sources in order to hire staff.*

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. *The Legislature finds and declares all of the*
2 *following:*

3 (a) *In August 2000, the Legislature approved Senate*
4 *Concurrent Resolution 96 which requested that the Business,*
5 *Transportation and Housing Agency and the Department of*
6 *Transportation report to the Legislature about the status of*
7 *California's global trade infrastructure.*

8 (b) *Pursuant to SCR 96, the Business, Transportation and*
9 *Housing Agency, in January 2002, released a plan for enhancing*
10 *California's commercial transportation infrastructure entitled*
11 *'Global Gateways Development Program.'*

12 (c) *The Global Gateways Development Program report states*
13 *that "improving goods movement is critical to the California*
14 *economy, where more than one in seven jobs is tied to trade and the*
15 *value of international trade exceeds \$350 billion annually" and*
16 *"goods movement is an economic and transportation priority that*
17 *requires concerted action."*

18 (d) *Many other states have created single-state or multistate*
19 *freight advisory boards or commissions intended to improve*
20 *communication between commercial transportation industry*
21 *leaders and transportation decisionmakers with regard to funding*
22 *and project challenges concerning commercial transportation,*
23 *including Oregon and Washington.*

24 (e) *In order to ensure that California's commercial*
25 *transportation infrastructure continues to meet the needs of*
26 *California state, national and international trade economy, the*
27 *state must facilitate coordination and cooperation between the*
28 *commercial transportation industry and transportation*
29 *decisionmakers at all levels of government.*

30 SEC. 2. Chapter 4.8 (commencing with Section 2195) is
31 added to Division 3 of the Streets and Highways Code, to read:

32

33 CHAPTER 4.8. CALIFORNIA FREIGHT ADVISORY COMMISSION

34

35 2195. (a) There is hereby created in ~~the department~~ *state*
36 *government* the California Freight Advisory Commission. The
37 purpose of the commission shall be to collect information about
38 important ~~freight-related~~ *commercial* transportation needs and to

advise the *Legislature*, department, the California Transportation Commission, and *regional* transportation planning agencies in that regard, and to recommend projects to the appropriate agencies that will address those needs.

(b) The commission shall study and review state, regional, and local transportation plans for their impact on commercial transportation. The commission shall report to the Legislature on the condition of California's commercial transportation infrastructure and develop a business plan no later than January 1, 2005, with an updated annual report to be submitted to the Legislature by December 1 of each subsequent year. The annual report may also be provided to agencies, entities, or individuals. Each report shall contain a section updating infrastructure improvements or policy changes pursuant to the department's Global Gateways Development Program.

(c) Not later than January 1, 2007, the commission shall report to the Legislature on the efficacy of developing a state supported freight advisory entity.

(d) The commission may accept grants from federal, state, or local public agencies, or from private sources, in order to assist it in carrying out its duties and functions under this chapter. The commission shall employ one full-time commission director and may also employ support staff. State offices, departments, or agencies may provide staff to assist with commission activities.

2195.1. (a) The California Freight Advisory Commission shall consist of ~~11 voting members and two~~ 15 voting members and six ex officio members.

~~(b) The voting members shall be the following:~~

~~(1) The Director of Transportation, or his or her designee.~~

~~(2) A member of the Senate, appointed by the Senate Committee on Rules.~~

~~(3) A member of the Assembly, appointed by the Assembly Committee on Rules.~~

~~(4) A representative of the maritime industry.~~

~~(5) A representative of the trucking industry.~~

~~(6) A representative of the railroad industry.~~

~~(7) A representative of multimodal freight shipping companies.~~

~~(8) Two representatives of the retail industry.~~

~~(9) A representative of a major California seaport.~~

1 ~~(10) A representative of a major California airport.~~

2 ~~(e) The ex officio members shall be the following:~~

3 ~~(1) The chief executive officer of a regional transportation~~
4 ~~planning agency, or his or her designee.~~

5 ~~(2) The chairperson of the California Transportation~~
6 ~~Commission, or his or her designee.~~

7 ~~2195.2. The Director of Transportation shall appoint the~~
8 ~~members described in paragraphs (4) to (10), inclusive, of~~
9 ~~subdivision (b) of Section 2195.1, and the ex officio member~~
10 ~~described in paragraph (1) of subdivision (e) of Section 2195.1,~~
11 ~~from a list of candidates provided by the members of the Senate~~
12 ~~and Assembly. Each person appointed by the director shall serve~~
13 ~~a term of one year and may be reappointed to additional terms.~~

14 ~~2195.3.~~

15 ~~(b) (1) The Senate Committees on Rules shall appoint eight~~
16 ~~voting members, including a representative of the maritime~~
17 ~~industry, a representative of a major railroad company, a~~
18 ~~representative of a major California seaport, a representative of a~~
19 ~~major retail firm that engages in substantial commercial~~
20 ~~transportation activity, a representative of a multimodal freight~~
21 ~~shipping company, a representative from a commercial~~
22 ~~transportation labor organization and two at-large~~
23 ~~representatives from other sectors of commercial transportation.~~

24 ~~(2) The Assembly Rules Committee shall appoint seven voting~~
25 ~~members, including a representative of the trucking industry, a~~
26 ~~representative of a major railroad company, a representative of the~~
27 ~~California Short Line Railroad Association, a representative of a~~
28 ~~retail firm that engages in substantial commercial transportation~~
29 ~~activity, a representative of a California airport that engages in~~
30 ~~substantial commercial activity and two at-large representatives~~
31 ~~from other sectors of commercial transportation.~~

32 ~~(3) Each voting member shall serve a term of two years and~~
33 ~~may be reappointed to additional terms.~~

34 ~~(c) The ex officio members shall be the following: the Secretary~~
35 ~~of the Business, Transportation and Housing Agency or his or her~~
36 ~~designee, the Director of Transportation or his or her designee, the~~
37 ~~chairperson of the California Transportation Commission or his~~
38 ~~or her designee, a member of the State Senate appointed by the~~
39 ~~Senate Committee on Rules, a member of the State Assembly~~

1 *appointed by the Speaker of the Assembly, and the chief executive*
2 *officer of a regional transportation planning agency.*
3 2195.2. Members of the California Freight Advisory
4 Commission shall receive no reimbursement for per diem or
5 travel. ~~The department shall provide staff for the commission from~~
6 ~~existing resources available to the department.~~ *travel.*

O

